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*****PRESS RELEASE***PRESS RELEASE***PRESS RELEASE*****

FOR IMMEDIATE RELEASE
April 26, 2021

Contact: Brian R. Sinnett, District Attorney
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CHARGES FILED IN 2016 ADAMS COUNTY HOMICIDE

Pennsylvania Attorney General Josh Shapiro and Adams County District Attorney Brian Sinnett announced today that Criminal Homicide charges have been filed in the 2016 death of Fred Ramos. Carl Lybrand, Jr., age 41 of Carlisle, Pennsylvania, has been charged with Criminal Homicide and Aggravated Assault for causing the death of Ramos on May 12, 2016. These charges have been filed nearly five years after the death of Ramos and are the result of a tireless and thorough investigation by the Pennsylvania State Police. *See attached Criminal Complaint and Affidavit of Probable Cause.*

The facts adopted and approved by the Grand Jury established that on May 12, 2016 at approximately 8:00 p.m., Ramos was assaulted and killed by Lybrand. The prosecution alleges this occurred in the parking lot of O'Malley Lumber in Tyrone Township, Adams County. Prosecutors further allege that the homicide was committed as a result of an ongoing love triangle involving Lybrand, Ramos and another employee at O'Malley Lumber.

Initial investigators were unable to make an arrest in the immediate aftermath of the homicide due to a lack of cooperative witnesses and forensic evidence. Due to these limitations, investigators employed the use of various additional nonconventional methods. Further, the investigation and prosecution of this case is unique in that the Pennsylvania Office of Attorney General provided the assistance of the Forty-Fifth Statewide Investigating Grand Jury to hear the facts of the case and make a finding that Lybrand should be arrested and charged for killing Ramos.

District Attorney Sinnett commended the cooperative efforts of the Pennsylvania Office of Attorney General and sharing the resources as described above. "Quite simply, it is very possible that



charges in this case may not have been filed if it were not for the assistance and cooperation of the Attorney General's Office. It is great to see law enforcement agencies working in such a collaborative manner in the interests of justice and in an effort to hold those accountable who commit violent crimes such as this. It is hopeful that the charges filed today may bring the family and friends of Fred Ramos one step closer to seeing that justice is finally served." Finally, Sinnett went on to recognize the remarkable efforts of investigators from the Pennsylvania State Police. Specifically, Troopers Joshua Lawrence and Joshua Yoder conducted a tremendously thorough investigation in this matter in an effort to make sure charges could be pursued. Sinnett thanked both Troopers Lawrence and Yoder as well as all of the other members of the Pennsylvania State Police who conducted such a thorough and complete investigation. "Although charges have just been filed and there is much more work yet to be done, we certainly believe that we have the person responsible for killing Fred Ramos in custody and he will face justice."

"The partnership with District Attorney Sinnett was crucial toward finding justice for Fred Ramos and his loved ones, and I am pleased that the resources provided by my office assisted in bringing about the charges announced today," said Attorney General Shapiro. "My office will continue to prioritize collaboration with local and state law enforcement agencies to protect Pennsylvania communities, and seek justice for the victims and their families-no matter how much time has passed."

Lybrand was committed to the Adams County Adult Correctional Complex and is being held without bail. Preliminary hearing in this matter is scheduled for May 5, 2021. In this case, as well as all criminal cases, the defendant is presumed innocent until proven guilty.

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POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
VS.

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **ADAMS**

Magisterial District Number: 51-3-03
MDJ Name: Hon. TONY J. LITTLE
Address: 40 CHURCH RD
EAST BERLIN, PA 17316
Telephone: 717 337-5770

DEFENDANT: (NAME and ADDRESS):
CARL SCOTT LYBRAND
717 609-6079

First Name Middle Name Last Name Gen.
147 S EAST ST.
CARLISLE, PA 17013

NCIC EXTRADITION CODE TYPE

1-Felony Full 2-Felony Ltd. 3-Felony Surrounding States 4-Felony No Ext. 5-Felony Pend. 6-Felony Pend. Extradition Determ. A-Misdemeanor Full B-Misdemeanor Limited C-Misdemeanor Surrounding States D-Misdemeanor No Extradition E-Misdemeanor Pending F-Misdemeanor Pending Extradition Determ.

DEFENDANT IDENTIFICATION INFORMATION

Docket Number: **OK-148-21** Date Filed: **4/26/21** OTN/LiveScan Number: **X3 9 10 10-4** Complaint/Incident Number: **PA2016-196265** Request Lab Services? YES NO

GENDER: Male Female
DOB: **06/10/1979** POB: **PA** Add'l DOB: _____ Co-Defendant(s):
AKA: _____ First Name: _____ Middle Name: _____ Last Name: _____ Gen. _____

RACE: White Asian Black Native American Unknown

ETHNICITY: Hispanic Non-Hispanic Unknown

HAIR COLOR: GRY (Gray) RED (Red / Auburn) SDY (Sandy) BLU (Blue) PLE (Purple) BRO (Brown) BLK (Black) ONG (Orange) WHI (White) XXX (Unk. / Bald) GRN (Green) PNK (Pink) BLN (Blonde / Strawberry)

EYE COLOR: BLK (Black) BLU (Blue) BRO (Brown) GRN (Green) GRY (Gray) HAZ (Hazel) MAR (Maroon) PNK (Pink) MUL (Multicolored) XXX (Unknown)

DNA: YES NO DNA Location: _____ WEIGHT (lbs.): **155**

FBI Number: _____ MNU Number: _____ FL HEIGHT In. **5 9**

Defendant Fingerprinted: YES NO

Fingerprint Classification: _____

DEFENDANT VEHICLE INFORMATION

Plate # _____ State _____ Hazmat Registration Sticker (MM/YY) _____ Comm'l Veh. Ind. School Veh. Oth. NCIC Veh. Code _____ Reg. same as Def.
VIN _____ Year _____ Make _____ Model _____ Style _____ Color _____

Office of the Attorney for the Commonwealth Approved Disapproved because: _____
(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. Pa. R. Crim. P. 507.)

ADAMS COUNTY DISTRICT ATTORNEY, BRIAN SINNETT
(Name of Attorney for Commonwealth - Please Print or Type) _____ (Signature of Attorney for Commonwealth) _____ (Date)

I, TPR. JOSHUA YODER / TPR. JOSHUA C. LAWRENCE
(Name of Affiant - Please Print or Type) **00704269/12414 & 00695817/12209**
(PSP/MP/PO/ETC - Assigned Affiant ID Number & Badge #)

of the Pennsylvania State Police, Troop H, Gettysburg
(Identify Department or Agency Represented and Political Subdivision) **PAPSP3100**
(Police Agency ORI Number)

do hereby state: (check appropriate box)
1. I accuse the above named defendant who lives at the address set forth above
 I accuse the defendant whose name is unknown to me but who is described as _____
 I accuse the defendant whose name and popular designation or nickname is unknown to me and whom I have therefore designated as John Doe or Jane Doe.
with violating the penal laws of the Commonwealth of Pennsylvania at: **220** **465 UPPER BERMUDIAN ROAD, TYRONE TWP**
(Subdivision Code) (Place-Political Subdivision)

in **ADAMS** County **01** on or about **MAY 12, 2016**
(County Code) (Offense Date)



POLICE CRIMINAL COMPLAINT

Docket Number: CP-148-21	Date Filed: 4/26/2021	OTN/LiveScan Number X391010-4	Complaint/Incident Number PA2016-196265
Defendant Name	First: CARL	Middle: SCOTT	Last: LYBRAND

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.
 (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older: 0
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<input checked="" type="checkbox"/> Lead?	1	2501	(a)	of the	Title 18 , PA Crimes Code	1	F1	01A/09A
Offense #	Section	Subsection	PA Statute (Title)		Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance):
Criminal Homicide

Acts of the accused associated with this Offense:
 IN THAT, on or about said date, THE DEFENDANT did intentionally, knowingly, recklessly or negligently cause the death of another human being by criminal homicide (murder, voluntary manslaughter, or involuntary manslaughter).

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older: 0
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<input type="checkbox"/> Lead?	2	2702	(a)(1)	of the	Title 18 , PA Crimes Code	1	F1	04()/13A
Offense #	Section	Subsection	PA Statute (Title)		Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance):
Aggravated Assault

Acts of the accused associated with this Offense:
 IN THAT, on or about said date, THE DEFENDANT did attempt to cause or did intentionally, knowingly or recklessly cause serious bodily injury to Fred Alan RAMOS under circumstances manifesting extreme indifference to the value of human life, that is to say THE DEFENDANT did strike RAMOS in the head resulting in death, in violation of Section 2702(a)(1) of the PA Crimes Code.



POLICE CRIMINAL COMPLAINT

Docket Number: <u>OK-148-21</u>	Date Filed: <u>4/26/21</u>	OTN/LiveScan Number <u>X391010-4</u>	Complaint/Incident Number PA2016-196265
Defendant Name	First: CARL	Middle: SCOTT	Last: LYBRAND

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S.§4904) relating to unsworn falsification to authorities.
- This complaint consists of the preceding page(s) numbered 1 through 3
- I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

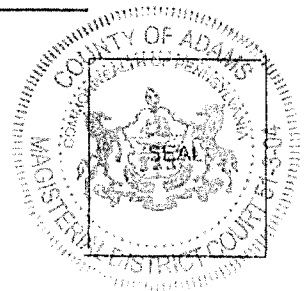
APRIL 26, 2021
(Date)

[Signature]
(Signature of Affiant)

AND NOW, on this date, 4/26/21 I certify that the complaint has been properly completed and verified. An affidavit of probable cause must be completed before a warrant can be issued.

51-3-04
(Magisterial District Court Number)

[Signature]
(Issuing Authority)





POLICE CRIMINAL COMPLAINT

Docket Number: UC-148-21	Date Filed: 4/26/21	OTN/LiveScan Number: X 391010-4	Complaint/Incident Number PA2016-196265
Defendant Name:	First: Carl	Middle: Scott	Last: LYBRAND

AFFIDAVIT of PROBABLE CAUSE

Your Affiants, Trooper Joshua Yoder and Trooper Joshua Lawrence employed by the Pennsylvania State Police, being duly sworn, swear as follows:

Your Affiants have been conducting an investigation into violations of the criminal laws of the Commonwealth of Pennsylvania. This investigation has utilized the resources of the Forty-Fifth Statewide Investigating Grand Jury. On April 21, 2021, the Forty-Fifth Statewide Investigating Grand Jury issued presentment Number 16 which was accepted by the Honorable Richard A. Lewis, Supervising Judge, on April 22, 2021. The Presentment attached (**ATTACHMENT A**) to this Affidavit and incorporated herein by reference, recommends that the Pennsylvania State Police file charges specified in the above Criminal Complaint and Presentment Number 16 against Carl Lybrand.

Based upon the facts contained in this Affidavit and its attachment, Your Affiants believe there is probable cause to show that Carl Lybrand committed the acts described herein, which constitute violations of the criminal laws of the Commonwealth of Pennsylvania.

Your Affiants request a fingerprint order for Carl Lybrand.

I, TPR. JOSHUA YODER AND TPR. JOSHUA C. LAWRENCE BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

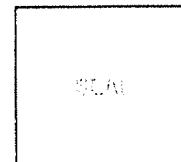
I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

TPR. Joshua Yoder Tpr. Joshua C. Lawrence
(Signature of Affiant)

Sworn to me and subscribed before me this _____ day of _____

_____ Date _____, Magisterial District Judge

My commission expires first Monday of January,



IN THE COURT OF COMMON PLEAS
DAUPHIN COUNTY, PENNSYLVANIA

IN RE: : SUPREME COURT OF PENNSYLVANIA
: 13 M.D. MISC. DKT. 2019
THE FORTY-FIFTH STATEWIDE :
: DAUPHIN COUNTY COMMON PLEAS
INVESTIGATING GRAND JURY : CP-22-MD-607-2019
:
: NOTICE NO. 46

TO THE HONORABLE RICHARD A. LEWIS, SUPERVISING JUDGE:

PRESENTMENT NO. 16

We, the Forty-Fifth Statewide Investigating Grand Jury, duly charged to inquire into offenses against the criminal laws of the Commonwealth, have obtained knowledge of such matters from witnesses sworn by the Court and testifying before us. We find reasonable grounds to believe that various violations of the criminal laws have occurred. So finding with no fewer than twelve concurring, we do hereby make this Presentment to the Court.

Foreperson
The Forty-Fifth Statewide Investigating Grand Jury

DATED: April 21, 2021

INTRODUCTION

We, the members of the Forty-Fifth Statewide Investigating Grand Jury, having received and reviewed evidence regarding violations of the Pennsylvania Crimes Code occurring in Adams County, Pennsylvania pursuant to Notice of Submission of Investigation No. 46, do hereby make the following findings of fact and recommendation of charges.

OVERVIEW

The Grand Jury conducted an investigation into the death of 48-year-old Fred Ramos ("Ramos"). It was determined that on May 12, 2016 at approximately 8:00 p.m., Carl Lybrand ("Lybrand") struck Ramos in the head, causing his death. The homicide occurred at O'Malley Lumber, a business located in northern Adams County where Ramos had been employed for several years as a laborer.

FINDINGS OF FACT

Testimony revealed that at the time of his death, Ramos had been involved in a sexual relationship with Kayla Vanmeter ("Vanneter"), a 23-year-old co-worker who was employed as a laborer. The Grand Jury learned that Vanneter engaged in this relationship so that Ramos would provide her with controlled substances, including Percocet pills.

In May 2016, Lybrand was a supervisor at O'Malley Lumber and he retains that position today. During the same period when Vanneter was engaged in a sexual relationship with Ramos, she was also engaged in a romantic/sexual relationship with Lybrand. In fact, Vanneter and Lybrand lived together in 2016 and still maintain this living arrangement today. Lybrand was aware of the relationship between Ramos and Vanneter and took issue with both the sexual and drug usage aspects of it. Testimony revealed that Lybrand was generally known among his work

acquaintances to be prone to violent outbursts. Prior to Ramos' death, Lybrand had threatened Ramos on occasion and physically assaulted him.

The Grand Jury learned that at 9:00 a.m. on May 12, 2016, Lybrand made a threatening telephone call to Ramos. Ramos then shared these threats with numerous individuals with whom he interacted with that day. Specifically, Ramos related that Lybrand threatened to physically assault him if he did not end his relationship with Vanmeter.

One of the individuals with whom Ramos shared the threatening conversation was Vanmeter. Investigators reviewed a text message conversation preserved in Ramos' cellular telephone wherein Ramos advised Vanmeter that Lybrand had threatened to kill him unless he (Ramos) broke off communications with Vanmeter. Vanmeter responded by stating, "This shit has to stop. Not fucking kids anymore. Grown ass men, too old to be fighting especially because of me. That's fucking retarded." Later that morning, Vanmeter indicated in a text message to Ramos that she was experiencing transportation issues in terms of traveling to work that day. At 2:28 p.m., Vanmeter sent another text message to Ramos, asking him to pick her up that evening. Ramos responded by asking for a location and a time. At 2:30 p.m., Vanmeter indicated that Ramos was to pick her up at O'Malley Lumber that evening and that she would call him.

Through witness interviews, surveillance, and telephone records, investigators were able to determine Ramos' activities on May 12, 2016. Ramos visited with his sister, and later with a friend, until shortly before 7:30 p.m. The Grand Jury learned that at 7:28 p.m., Ramos called the telephone number for O'Malley Lumber. At 7:48 p.m., Ramos arrived at Gardners Market, a small convenience store located in Adams County. While there, he made another call to O'Malley's Lumber. No one answered. Ramos then entered Gardners Market and purchased cigarettes. He left the location at approximately 7:56 p.m.

The Grand Jury learned that Bimal Patel ("Patel"), the owner of Gardners Market, spoke with the police and stated that Ramos purchased three packs of cigarettes that evening as well as \$20.00 in gas. According to Patel, Ramos did not seem to be in any particular hurry and appeared to be his normal self when he patronized Gardners Market.

Gardners Market is equipped with surveillance cameras which captured Ramos' arrival at the gas pumps and use of his mobile telephone. After Ramos finished pumping gas, he walked into the store. Ramos paid for the gas and cigarettes at 7:54 p.m. When Ramos left the Gardners Market parking lot, the cameras captured him driving in the direction of O'Malley Lumber. A review of the surveillance video revealed that Ramos did not have any blood on his shirt and that there was no mark behind his left ear.

Investigators informed the Grand Jury that based upon the time when Ramos left Gardners Market, he would have pulled into the O'Malley Lumber parking lot at approximately 7:59 p.m. The Grand Jury heard testimony that while O'Malley Lumber had installed security cameras on their property, the cameras had not been operational since at least 2015. The following employees were working that evening: Lybrand, Vanmeter, Ryan Elmore ("Elmore"), Chris Oester ("Oester"), and Adam Bloyer ("Bloyer").

Oester and Bloyer testified that Lybrand was acting strangely that evening. Both men noticed that Lybrand was watching and/or pacing in front of the main door of the business which led to the parking lot where Ramos' body was later found in his (Ramos') car. Around the time when Ramos would have arrived, they observed Lybrand drive a forklift out of O'Malley Lumber with scrap wood materials to presumably dump outside. The Grand Jury learned, however, that Lybrand did not return for approximately 15 to 20 minutes and that he returned without the forklift.

While the details of Lybrand's final interaction with Ramos are not captured through surveillance or the observations of an eyewitness, it is believed that Lybrand approached Ramos in his car and struck him in the area behind his left earlobe, fulfilling his threats from earlier that day. Lybrand then ran back to the lumber plant.

The first person that Lybrand interacted with upon his return was Elmore. According to Elmore, Lybrand appeared to be in a panic. Elmore told the Grand Jury that Lybrand stated that he had just knocked out Ramos. Lybrand then instructed Elmore to check on Ramos in the parking lot. Elmore walked to Ramos' vehicle and surmised that that he was dead based upon his appearance. Elmore then returned to the lumber plant to report his findings to Lybrand.

Upon returning to the lumber plant, Elmore found Lybrand with Vanmeter in an office. He informed them that Ramos' condition did not look good and that Lybrand needed to call 9-1-1. At that point, Vanmeter left the office. She returned a minute or two later and accused Lybrand of killing Ramos. Lybrand responded by stating, "I did it for you babe." Lybrand then asked to use Elmore's cellular telephone. Elmore refused. Elmore then left the office and walked around the plant a few times.

The Grand Jury heard testimony that Lybrand called 9-1-1 at 8:14 p.m. He initially reported that he found "someone" who appeared to be deceased in the parking lot, but then named Ramos several minutes into the call. Lybrand also reported that the windows of Ramos' vehicle were down which was consistent with what the first responders observed upon arrival. The open windows provided easy access for Lybrand to strike Ramos. Ramos was barely alive when first responders arrived at 8:17 p.m. and died quickly thereafter.

When the Pennsylvania State Police troopers arrived to investigate, Lybrand denied any involvement in Ramos' death, aside from finding his body. Bloyer and Oester, however, stated

that they both heard Elmore indicate that Lybrand had admitted to knocking Ramos out in the parking lot.

On May 14, 2016, an autopsy was performed on the body of Ramos by Barbara Bollinger, M.D. She concluded that the cause of Ramos' death was blunt force injuries to the head. This was evidenced by a laceration behind Ramos' left earlobe and an underlying abundant hemorrhage of the left temporalis muscle. The Grand Jury heard testimony that the blow to the left side of Ramos' head (which was exposed from his position in the driver's seat of his vehicle) was forceful enough to damage his skull on the right side of his head. Additionally, Ramos' brain was swollen with hemorrhages.

RECOMMENDATION OF CHARGES

Based upon the evidence that we have obtained and considered, which establishes a *prima facie* case, we, the members of the Forty-Fifth Statewide Investigating Grand Jury recommend that the Attorney General or his designee institute criminal proceedings against the person listed below and charge him with the following offenses:

Carl Scott Lybrand

Criminal Homicide, 18 Pa. C.S. § 2501(a)

Aggravated Assault, 18 Pa. C.S. § 2702(a)(1)